

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Peter Matthewson )  
 )  
 Appln. No.: 10/048,076 )  
 )  
 Filed: January 23, 2002 )  
 I.A. Filing Date: August 16, 2000 )  
 )  
 Title: Information Coding )  
 Techniques )  
 )  
 Group Art Unit: Not assigned )  
 )  
 Examiner: Not Assigned )  
 )  
 Docket No.: 8420/86129 )

12-9-02

(Date)

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OFFICE OF THE SPECIAL  
PROGRAMS EXAMINER**PETITION TO REINSTATE APPLICATION PURSUANT TO 37 CFR § 1.535**

Hon. Commissioner of Patents  
 Box PCT  
 United States Patent and Trademark Office  
 Washington, D.C. 20231

Dear Sir:

This Petition is being filed in response to a Notification of Abandonment of the above-identified application which was mailed November 15, 2002. The Notification of Abandonment states: "Applicant has failed to respond to the notification of MISSING REQUIREMENTS, mailed 04/26/2002 within the time period set therein."

It is requested that this Notification of Abandonment be withdrawn because the application has not in fact been abandoned. On June 3, 2002, within the provided time interval, Applicant, via the undersigned attorney, filed a complete response, copy enclosed, to the MISSING REQUIREMENTS Letter via Express Mail, package No. EL 245 940 499 US. Enclosed in that package was a return receipt post card which has been stamped as received by

Ser. No. 10/048,076


the United States Patent and Trademark Office and which has been returned to the undersigned attorney, copy attached. Among other documents enumerated on the returned post card and the Express Mail Certificate of Mailing were the required copy of the MISSING REQUIREMENTS notice and the required declaration executed by the inventor, copies enclosed.

It is believed that the copy of the return receipt card as well as the Certificate of Mailing by express mail and the attached copies of the documents which were so-mailed to the Patent Office represent the appropriate response to the Notification of MISSING REQUIREMENTS and it was in fact received by the Patent Office within the allowed time interval.

Authorization was provided in the Response Transmittal Letter to charge any necessary fees to Deposit Account 23-0920. As such, it is believed that any fee requirements have also been met. Any fees due in connection with this application should be charged to Deposit Account 23-0920.

In view of the above, it is requested that the Notification of Abandonment be withdrawn and that the application be forwarded for prosecution.

Respectfully submitted,

BY   
Paul M. Vargo, Reg. No. 29,116

WELSH & KATZ, LTD.  
120 South Riverside Plaza, 22<sup>nd</sup> Floor  
Chicago, Illinois 60606  
(312) 655-1500

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UNITED STATES PATENT AND TRADEMARK OFFICE

 Commissioner for Patents, Box PCT  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
 www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/048,076	FIRST NAMED APPLICANT Peter Matthewson	ATTY. DOCKET NO. FNL6318P0020US
INTERNATIONAL APPLICATION NO. PCT/GB00/03171		
I.A. FILING DATE 08/16/2000	PRIORITY DATE 08/16/1999	

Rockey Milnamow & Katz  
 Two Prudential Plaza 47th Floor  
 180 North Stetson Avenue  
 Chicago, IL 60601

CONFIRMATION NO. 6387

371  
 ABANDONMENT/TERMINATION  
 LETTER



\*OC000000009114311\*

Date Mailed: 11/15/2002

## NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as an Elected Office (37 CFR 1.495), has made the following determination:

- Applicant has failed to respond to the notification of MISSING REQUIREMENTS, mailed 04/26/2002 within the time period set therein.

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Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.495, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

PATRICIA A BOOKER

Telephone: (703) 305-3738

PART 3 - OFFICE COPY

FORM PCT/DO/EO/909 (371 Abandonment Notice)

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FLY-P-0020US (8420/86129)

Re: Ser. No. 10/048,076  
For: Information Coded Techniques

Enclosed: Certificate of Mailing by Express Mail; Paper entitled: Response to Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) 371 Formalities Letter; copy of Response to Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) 371 Formalities Letter; executed Declaration for Utility or Design Patent Application (37 CFR 1.63); Change of Correspondence Address Pursuant to 37 CFR 1.33; and self-addressed, postage prepaid postcard for receipt-acknowledgment by the Patent Office Mail Room.

MAILED: June 3, 2002  
PMV/rkl

JC16 Rec'd PCT/PTO 02 JUN 2002

Express Mail Label: EL 245 940 499 US

*PMW*

BEST AVAILABLE COPY

**CERTIFICATE OF MAILING BY EXPRESS MAIL**

**"Express Mail" Mailing Label Number EL 245 940 499 US**

**Date of Deposit: June 3, 2002**

**Applicant: Peter Matthewson**

**US Ser. No. 10/048,077**

**Entitled: Information Coding Technique**

EL245940499US

I hereby certify that this correspondence is being deposited with the United States Postal "Express Mail Post Office to Addressee" service under 37 CFR 1.10(c) on the date indicated above and is addressed to: Commissioner for Patents, Box PCT, United States Patent and Trademark Office, Washington, D.C. 20231 Response to Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) 371 Formalities Letter; copy of Response to Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) 371 Formalities Letter; executed Declaration for Utility or Design Patent Application (37 CFR 1.63); Change of Correspondence Address Pursuant to 37 CFR 1.33; and a postage-prepaid post card for receipt-acknowledgment by the Patent Office Mail Room.



Signature of person mailing documents

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Peter Matthewson  
Appln. No.: 10/048,076  
Filed: January 23, 2002  
I.A. Filing Date: August 16, 2000  
Title: Information Coding  
Techniques  
Group Art Unit: Not assigned  
Examiner: Not Assigned  
Docket No.: 8420/86129

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Hon. Commissioner of Patents, Washington, D.C. 20231, on the date below.

*Barbara K. Lieber*  
*June 3, 2002*  
(Date)

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER  
35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)  
371 FORMALITIES LETTER**

Hon. Commissioner of Patents  
Box PCT  
United States Patent and Trademark Office  
Washington, D.C. 20231

Dear Sir:

This is in response to the attached Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed April 26, 2002.

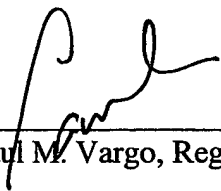
Enclosed is an executed Declaration for Utility or Design Patent Application (37 CFR 1.63), and a Change of Correspondence Address Pursuant to 37 CFR 1.33.

Ser. No. 10/048,076

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to our Deposit Account No. 23-0920. A duplicate copy of this paper is enclosed.

Respectfully submitted,

BY

  
\_\_\_\_\_  
Paul M. Vargo, Reg. No. 29,116

WELSH & KATZ, LTD.  
120 South Riverside Plaza, 22<sup>nd</sup> Floor  
Chicago, Illinois 60606  
(312) 655-1500

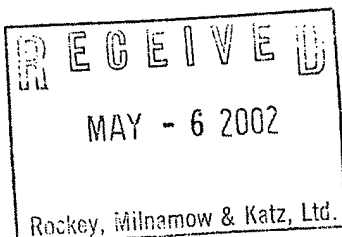


## UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/048,076	Peter Matthewson	FNL6318P0020US

Rockey Milnamow & Katz  
 Two Prudential Plaza 47th Floor  
 180 North Stetson Avenue  
 Chicago, IL 60601



INTERNATIONAL APPLICATION NO.	
PCT/GB00/03171	
I.A. FILING DATE	PRIORITY DATE
08/16/2000	08/16/1999

**CONFIRMATION NO. 6387**  
**371 FORMALITIES LETTER**



\*OC000000007962097\*

Date Mailed: 04/26/2002

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Preliminary Amendments
- Request for Immediate Examination

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)



*A copy of this notice **MUST** be returned with the response.*

PATRICIA A BOOKER

Telephone: (703) 305-3738

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/048,076	PCT/GB00/03171	FNL6318P0020US

FORM PCT/DO/EO/905 (371 Formalities Notice)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Peter Matthewson  
Ser. No.: 10/048,076  
Filed: January 23, 2002  
I.A. filing date 08/16/2000  
Title: Information Coded Technique  
Group Art Unit: Not assigned  
Examiner: Not assigned  
Docket No.: 8420/86129 (FLY 0020)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Hon. Commissioner of Patents, Washington, D.C. 20231, on the date below.

*Robert H. Lieber*

*June*

(Date)

CHANGE OF CORRESPONDENCE ADDRESS  
PURSUANT TO 37 CFR 1.33

Hon. Commissioner of Patents  
Washington, D.C. 20231

Dear Sir:

Undersigned attorney is hereby advising the United States Patent Office of a change in correspondence address in the above-identified application. All correspondence should be addressed to Paul M. Vargo at the following law firm:

WELSH & KATZ, LTD.  
120 South Riverside Plaza, 22<sup>nd</sup> Floor  
Chicago, Illinois 60606  
(312) 655-1500 (telephone)  
(312) 655-1501 (facsimile)

Respectfully submitted,

BY

*Paul M. Vargo*  
Paul M. Vargo, Reg. No. 29,116

WELSH & KATZ, LTD.  
120 South Riverside Plaza, 22<sup>nd</sup> Floor  
Chicago, Illinois 60606  
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**CERTIFICATE OF MAILING BY EXPRESS MAIL**

"Express Mail" Mailing Label Number EL 246 089 384 US

Date of Deposit: 12/9/02

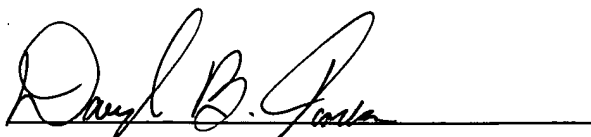
Applicant: Peter Matthewson

International Application No. PCT/GB00/03171

US Ser. No. 10/048,076

For: Information Coding Techniques

I hereby certify that this correspondence is being deposited with the United States Postal "Express Mail Post Office to Addressee" service under 37 CFR 1.10(c) on the date indicated above and is addressed to: Commissioner for Patents, Box PCT, United States Patent and Trademark Office; Washington, D.C. 20231; Petition Pursuant to 37 CFR § 1.181 (2 pages), Notification of Abandonment; (copy of all papers comprising the Response to Notification of Missing Requirements ... which include copy of receipted post card dated June 3, 2002, copy of Certificate of Mailing by Express Mail, copy of Response to Notification of Missing Requirements Under 35 USC 371 in the United States Designated/Elected Office (DO/EO/US) 371 Formalities Letter (2 pages) copy of executed Declaration for Utility or Design Patent Application (37 CFR 1.63) (2 pages), copy of Notification of Missing Requirements under 35 USC 371 in the United States Designated/Elected Office (DO/EO/US) (2 pages), and Change of correspondence Address Pursuant to 3 CFR 1.33; and a self-addressed postage prepaid postcard for receipt-acknowledgment by the Patent Office Mail Room.



Signature of person mailing documents